THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO : 18585 of 2005

DATE: 15.11.2005

Between:

V. Srinivas, S/o Chandraiah aged 50 years, Occ: Contractor (MLS) R/o Sree Ramulapalli Village, Koheda Mandal, Karimnagar District.

Petitioner……..

And

1. The VC and Managing Director, A.P. State Civil Supplies Corporation Limited, Panjagutta, Hyderabad and others.

Respondents……..

-

-

-

-

-

-

-

-

ORDER:

Heard the learned counsel appearing for petitioner as well as the learned Government Pleader for Civil Supplies.

The petitioner seeks a writ of mandamus declaring the tender notice dated 6.7.2005, inviting tenders for appointment of contractors for the year 2005-07 for transportation of essential commodities in respect of Mandal Level Stock Point No. 3 viz., Husnabad.

It is stated that the petitioner is also one of the stage-II Transport Contractor and his contract period from 1.4.2005 to 31.3.2005 was over. However, it was extended up to 30.6.2005 pending finalization of tenders for appointment of new transport contractor for the year 2005-07. The tenders were called for, for seven Mandal Stock Points including Husnabad, which is at serial No. 3, for transportation of essential commodities to Chigurumamidi and Koheda, vide tender notification dated 7.7.2005. Tenders were opened on 18.7.2005 and the tenders of five persons

were finalized. In respect of Husnabad Mandal Stock Point is concerned, the tender is not yet finalized, as Mr. K. Ravinder Reddy was not eligible, therefore, the second lowest tenderer of Ch. R. Malla Reddy was approved. But the contention of the petitioner is that he is the lowest tenderer than Ch.R. Malla Reddy.

As seen from the affidavit filed in support of the petition, the rates quoted by the petitioner are lowest at 5.17 percent but the rates quoted by Ch.R. Malla Reddy are at 4.02 percent and therefore, it is clear that the rates quoted by Mr. Ch. R. Malla Reddy are lower than the petitioner, therefore, Mr. Ch.R. Malla Reddy is only entitled for the contract.

In view of the facts and circumstances, I do not see any merits in the Writ Petition to set aside the notification dated 6.7.2005 and also I do not find any infirmity or illegality in awarding the contract in favour of Ch. R. Malla Reddy.

Accordingly, the Writ Petition is dismissed. No order as to costs.

_____

V.ESWARAIAH, J

Date: 15.11.2005.

ka